

# In the Supreme Court of the State of Alaska

**Donna Maxwell,**

Appellant,

v.

**Diane Rogers,**

Appellee.

Supreme Court No. **S-17896**

## **Opening Notice**

Appellate Rule 204

Date of Notice: **11/2/2020**

Trial Court Case No. **3AN-15-01655PR**

1. On 9/23/2020, Appellant filed an appeal of Judge Morse's final order distributed on 8/24/2020 and final judgement distributed on 10/30/2020. All documents filed by a party who is not represented by counsel shall include an address at which that party can be served. The caption in this case will be as shown above.

2. In accordance with Appellate Rule 204(g), all parties to the trial court proceedings when the final order/judgment was entered are parties to the appeal. A party who files a notice of appeal, whether separately or jointly, is an Appellant under these rules. All other parties are deemed to be Appellees, regardless of their status in the trial court. An Appellant may elect at any time not to participate in the appeal by filing and serving a notice of non-participation.

3. The notice of completion of preparation of file is due from the Appellate Court Records Office (ACRO) on or before **12/14/2020**. The record in this appeal will include only the documents and proceedings in the trial court case referenced above. If either party believes that the record should contain documents or proceedings from any other related case, that party should file an appropriate motion.

4. The Appellant's Motion to File CD of the designated hearing(s) or trial(s) instead of a transcript was granted on 11/2/2020. The CD(s) are due to this office on or before **12/14/2020**.

5. This case is exempt from the settlement discussion requirement under Appellate Rule 221. **Appellant must file the form notice/certificate enclosed by 12/14/2020, however, Part 3 need not be completed.**

Clerk of the Appellate Courts

A handwritten signature in black ink, appearing to read "Carly Williams", with a stylized flourish at the end.

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Carly Williams, Deputy Clerk

cc: Judge Morse

ACRO

Distribution:

Email:

Maxwell, Donna

Rogers, Diane

# In the Supreme Court of the State of Alaska

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Appellant,

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Supreme Court No. S-17896

## Notice/Certificate

Appellate Rule 221

Trial Court Case No. **3AN-15-01655PR**

### NOTICE/CERTIFICATE REQUIRED BY APPELLATE RULE 221

#### Part 1. Trial Court Settlement History.

1. Did the parties attempt settlement at the trial court level?
  - ☐ yes (answer questions 2-5)
  - ☐ no (skip to Part 2)
2. What form(s) did the settlement discussions take? (Check all that apply)
  - ☐ informal discussions
  - ☐ negotiations led by private neutral (e.g., mediator)  
name of private neutral: \_\_\_\_\_
  - ☐ settlement conference with judge  
name of judge: \_\_\_\_\_
  - ☐ other  
describe: \_\_\_\_\_
3. Who was involved in the settlement discussions? (Check all that apply)
  - ☐ counsel for all parties
  - ☐ all clients
  - ☐ other  
describe: \_\_\_\_\_
4. How long did the settlement discussions take?  
\_\_\_\_\_  
\_\_\_\_\_

5. What was the outcome of the settlement discussions at the trial court level?
- ☐ parties reached agreement on one or more issues or claims
  - ☐ case settled as to some parties, but not all parties
  - ☐ issues were narrowed
  - ☐ no issues or claims were narrowed or resolved

**Part 2. Pro Se Party Involvement.**

- ☐ Indicate here if no appellate settlement discussion took place because one or more parties are unrepresented by counsel and therefore the provisions of Appellate Rule 221 do not apply. If the box in this section **is** checked, the appellant should sign below:

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Date**

If the box in this section is **not** checked, the attorneys must complete Part 3.

**Part 3. Certificate of Appellate Settlement Discussion.**

By signing below, each attorney certifies that the attorneys have discussed settlement after the filing of the appeal as required by Appellate Rule 221, and that the attorney's client(s) had knowledge of the settlement discussion.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

**FILE THIS ORIGINAL PLUS ONE COPY WITH THE COURT.**